

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Vincent L. Bobrosky, et al.

Title: AIR FILTRATING SELF-PROPELLED UPRIGHT VACUUM CLEANER

Docket No.: 29810US3

PRELIMINARY AMENDMENT

Please amend the above-referenced application, enclosed herewith, as follows.

IN THE SPECIFICATION:

Please replace the paragraph beginning on page 1, line 3 with the following paragraph:

--This is a continuation of application Serial No. 09/550,571, filed April 17, 2000, which is a divisional of application Serial No. 08/958,762, filed October 25, 1997 (now U.S. Patent No. 6,085,382) which claims the benefit of U.S. Provisional Application No. 60/035,357, filed January 10, 1997.--

IN THE CLAIMS:

Please cancel without prejudice claims 1-28.

Please add new claim 29 as follows:

- 1           29.     (new) A vacuum cleaner comprising:
- 2           a lower base unit;
- 3           an upper enclosure for housing a filter bag, the upper enclosure being pivotable
- 4     with respect to the lower base unit;
- 5           a motor disposed within the lower base unit;

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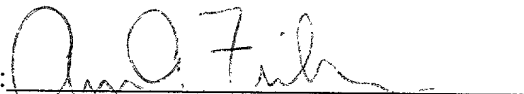
6 a power cord having a first end affixed to at least one of said upper portion and  
7 said base unit, and a second end adapted for connecting to an electrical power source;  
8 electrical conductors extending between said first end of said power cord and said  
9 motor and fan assembly, said electrical conductors defining an electrical power circuit  
10 to said motor;

11 a thermal cutoff assembly including a temperature sensor disposed proximate to  
12 said motor for measuring the temperature of said motor, said thermal cutoff assembly  
13 further including a switching element in electrical association with said electrical  
14 conductors, wherein upon said temperature sensor sensing a temperature greater than a  
15 predetermined temperature setpoint, said switching element opens said electrical power  
16 circuit.

17 30. (new) The vacuum cleaner of claim 9, wherein the motor will not restart until  
18 the temperature sensor senses a temperature less than the predetermined temperature  
19 setpoint and the electrical power circuit is disconnected and reconnected.

Respectfully submitted,

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